

Appl No. 09/925,179
Amend. dated September 7, 2004
Response to Office Action mailed on: June 7, 2004

Patent Docket P0718P2C1D1C1

REMARKS

Formal Matters

The Examiner has indicated that the claims to the amendment filed on December 18, 2003 (but received on December 22, 2004 according to PAIR records) does not clearly indicate removal of "s" from the term "residues" in Claims 61, 66, 71 and 76, and have requested resubmission of a clean copy of the claims in order to clarify the record.

In response, Applicants disagree that the amendment was not clearly apparent, and not proper, but hereby resubmit a clean copy of the claims in order to expedite prosecution. No new matter is added by submission of the restated claims.

Judicially Created Double Patenting Rejection

The Examiner has rejected claims 58-78 over claims 1-20 of U.S. Pat. No. 6,329,509 B1 under the judicially created doctrine of double patenting.

In response, Applicants hereby submit a terminal disclaimer thereby rendering the rejection moot.

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SUMMARY

Claims 58-78 are pending in the application.

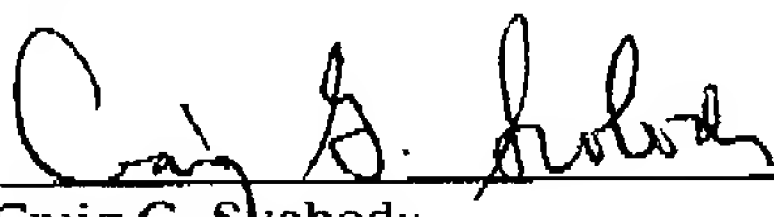
If, in the opinion of the Examiner, a **telephone conference** would expedite the prosecution of the subject application, the Examiner is **strongly encouraged** to call the undersigned at the number indicated below.

This response/amendment is submitted with a transmittal letter. In the unlikely event that this document is separated from the transmittal letter or if fees are required, applicants petition the Commissioner to authorize charging our Deposit Account 07-0630 for any fees required or credits due and any extensions of time necessary to maintain the pendency of this application.

Applicants respectfully request that a timely Notice of Allowance be issued in this case.

Respectfully submitted,
 GENENTECH, INC.

Date: September 7, 2004
 163234

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